

D

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

\_\_\_\_\_  
FUJITSU LIMITED,

Petitioner,

v.

\_\_\_\_\_  
XYVISION ENTERPRISE SOLUTIONS, INC.,

Registrant.  
\_\_\_\_\_

Cancellation No. 041,584

**BOX TTAB  
NO FEE**

03 MAY 20 PM 4:58  
PM 4:50

**STIPULATION OF THE PARTIES FOR  
SIX-MONTH STAY OF THE PROCEEDINGS**

In the matter of the above-identified Cancellation No. 041,584, an initial Trademark Trial and Appeal Board ("Board") Action was mailed February 11, 2003 setting Answer, Discovery, and Testimony dates.

On March 21, 2003, Xyvision Enterprise Solutions, Inc. ("Registrant") served Fujitsu Limited ("Petitioner") with Registrant's First Request for Production of Documents and Registrant's First Set of Interrogatories. Registrant subsequently filed its Answer to the Petition for Cancellation. On April 9, 2003, Petitioner filed a Motion for Enlargement of Time Under FRCP 6(b) to Respond to Discovery, which motion was granted by the Board on April 28, 2003.

03 MAY 21 PM 9:31

Petitioner and Registrant, through undersigned counsel, hereby request that proceedings in the above captioned Cancellation No. 041,584 be suspended for a period of six months, in and through **November 20, 2003**. This stipulated suspension is requested as the parties have reached an agreement that may allow for amicable resolution of the present cancellation proceeding. Counsel for Petitioner and counsel for Registrant assert that the foregoing represents good cause within the meaning of 37 C.F.R. § 2.117(c).

If for any reason the Trademark Trial and Appeal Board will not expeditiously approve this Stipulation of the Parties, it is respectfully requested that the undersigned counsel for Petitioner and counsel for Registrant be contacted via telephone in accordance with the Board's project for telephone disposition of interlocutory matters. If there are any fees associated with this Stipulation, please charge the same to counsel for Petitioner's Deposit Account No. 19-3935.

Respectfully submitted,

FUJITSU LIMITED

Date: \_\_\_\_\_

By: 

James D. Halsey, Jr.  
David E. Weslow  
STAAS & HALSEY LLP  
700 Eleventh Street, N.W.  
Suite 500  
Washington, D.C. 20001  
Tel.: 202.434.1500  
Fax: 202.434.1501

Attorneys for Petitioner

XYVISION ENTERPRISE SOLUTIONS, INC.

Date: 5/19/03

By: 


David D. Lowry  
BROWN RUDNICK BERLACK ISRAELS LLP  
One Financial Center  
Boston, MA 02111  
Tel.: 617.856.8399  
Fax: 617.856.8201

Attorney for Registrant

**CERTIFICATE OF SERVICE**

The undersigned certifies that a true copy of the foregoing STIPULATION OF THE PARTIES FOR SIX-MONTH STAY OF THE PROCEEDINGS was sent on this 20th day of May 2003, by first class mail, postage pre-paid to the following counsel for Registrant:

David D. Lowry, Esq.  
BROWN RUDNICK BERLACK ISRAELS LLP  
One Financial Center  
Boston, MA 02111



David E. Weslow